

02/06/06

11EV669542696US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
200-0500

In Re Application Of: Daniel Joseph Ondrus



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/544,423	April 6, 2000	Koch, George R.	32996	1734	7482

Invention: **METHOD FOR FORMING A JOINT**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated November 3, 2005 finally rejecting Claim(s) 31, 33, 34 and 36

The fee for this Notice of Appeal is: \$500.00

- A check in the amount of the fee is enclosed.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.
- Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

BBM
Signature

Dated: February 3, 2006

Beverly M. Bunting, Reg. No. 36,072

Attorney for Applicant

Gifford, Krass, Groh, Sprinkle,

Anderson & Citkowski, P.C.

P. O. Box 7021

Troy, MI 48007-7021

(248) 647-6000

2/07/2006 MAHMEDI 00000071 09544423

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Adjustment date: 03/23/2006 SDIRETAA1

02/07/2006 MAHMEDI 00000071 09544423

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Def & Ref

Serial No. 09/544,423
Petition for Refund

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PATENT & TRADEMARK OFFICE

EV669545397US

Attorney Docket No. FGT-10802/44

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel Joseph Ondrus

Serial No.: 09/544,423

US PATENT & TRADE
OFFICE

Group Art Unit: 1734

Filing Date: April 6, 2000

Examiner: George R. Koch

For: METHOD FOR FORMING A JOINT

PETITION FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicant filed an appeal brief in this matter on August 16, 2004, and at the time paid the appropriate fees for filing an appeal. In view of the appeal brief, the Examiner reopened prosecution, and set forth a new ground of rejection. The Applicant filed a reply under 37 CFR 1.111 on February 3, 2005, and received another office communication on May 5, 2005. The Applicant responded on August 4, 2005, and received a final office action on November 3, 2005. The Applicant filed a Notice of Appeal on February 3, 2006.

Therefore, the Applicant respectfully requests a refund of the \$500 fee paid in conjunction with the most recent notice of appeal, since the appeal fee was previously paid with the original notice of appeal.

Respectfully submitted,

Beverly M. Bunting
Beverly M. Bunting, Reg. No. 36,072
Gifford, Krass, Groh, Sprinkle,
Anderson & Citkowski, P.C.
2701 Troy Center Drive, Suite 330
P.O. Box 7021
Troy, MI 48007-7021
(248) 647-6000

Attorney for Applicant

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Serial No. 09/544,423
Petition for Refund

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DATE OF DEPOSIT March 1, 2006

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Erica L. Triner

Erica L. Triner

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